

DECLARATION AND POWER OF ATTORNEY

As the below-named inventors, we declare that:

Our residences, post office addresses, and citizenships are as stated below under our names.

We believe we are the original, first and joint inventors of the invention entitled "NOVEL EPITHELIAL TISSUE IMAGING AGENT," which is described and claimed in the specification and claims of C-I-P Application No. 09/005,167, which we filed in the United States Patent and Trademark Office on January 9, 1998, and for which a patent is sought; and that this application in part discloses and claims subject matter disclosed in our earlier-filed Application No. 08/782,480, entitled "NOVEL EPITHELIAL TISSUE IMAGING AGENT," which we filed in the United States Patent and Trademark Office on January 10, 1997.

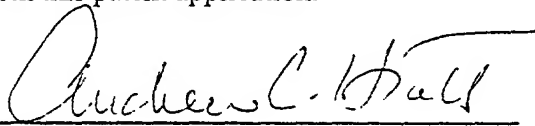
We have reviewed and understand the contents of the above-entitled specification, including the claims, as amended by any amendment specifically referred to herein (if any).

We acknowledge our duty to disclose information of which we are aware which is material to the examination of this application in accordance with 37 C.F.R. § 1.56(a), including material information which occurred between the filing date of said earlier-filed application and the filing date of the C-I-P application.

We hereby appoint RICHARD W. SEED, Reg. No. 16,557; ROBERT J. BAYNHAM, Reg. No. 22,846; EDWARD W. BULCHIS, Reg. No. 26,847; GEORGE C. RONDEAU, JR., Reg. No. 28,893; DAVID H. DEITS, Reg. No. 28,066; WILLIAM O. FERRON, JR., Reg. No. 30,633; PAUL T. MEIKLEJOHN, Reg. No. 26,569; DAVID J. MAKI, Reg. No. 31,392; RICHARD G. SHARKEY, Reg. No. 32,629; DAVID V. CARLSON, Reg. No. 31,153; MAURICE J. PIRIO, Reg. No. 33,273; KARL R. HERMANN, Reg. No. 33,507; DAVID D. MCMASTERS, Reg. No. 33,963; ROBERT IANNUCCI, Reg. No. 33,514; MICHAEL J. DONOHUE, Reg. No. 35,859; CHRISTOPHER J. DALEY-WATSON, Reg. No. 34,807; STEVEN D. LAWRENZ, Reg. No. 37,376; ROBERT G. WOOLSTON, Reg. No. 37,263; ELLEN M. BIERMAN, Reg. No. 38,079; BRYAN A. SANTARELLI, Reg. No. 37,560; CAROL NOTTENBURG, Reg. No. 39,317; CRAIG S. JEPSON, Reg. No. 33,517; PAUL T. PARKER, Reg. No. 38,264; JOHN C. STEWART, Reg. No. 40,188; DAVID W. PARKER, Reg. No. 37,414; ROBERT E. MATES, Reg. No. 35,271; BRIAN G. BODINE, Reg. No. 40,520; FRANK ABRAMONTE, Reg. No. 38,066; E. RUSSELL TARLETON, Reg. No. 31,800; FREDERICK M. FLIEGEL, Reg. No. 36,138; JAN C. L. MAXWELL, Reg. No. 41,181; THOMAS L. EWING, Reg. No. 34,328; CLIFTON G. GREEN, Reg. No. 41,044;

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We further declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that the making of willfully false statements and the like is punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of any patent issuing from this patent application.



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hiatt, et al.

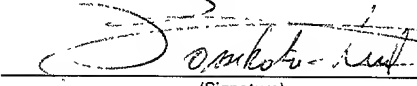
Title: NOVEL EPITHELIAL TISSUE
IMAGING AGENT

Appl. No.: Not Assigned

Filing Date: Herewith

Prior Appl. No. 09/005,167

Prior Filing Date: 01/09/1998

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| CERTIFICATE OF HAND DELIVERY | |
| I hereby certify that this correspondence is being hand delivered to the United States Patent and Trademark Office in Washington, D.C. on the date below. | |
| 02.05.02 | |
| (Date) | |
| JR JUSTIN BOSSEKOT | |
| (Printed Name) | |
|  | |
| (Signature) | |

REVOCATION OF PRIOR POWERS OF ATTORNEY BY ASSIGNEE
APPOINTMENT OF NEW POWER OF ATTORNEY BY ASSIGNEE
CHANGE OF CORRESPONDENCE ADDRESS

Commissioner for Patents
Washington, D.C. 20231

Sir:

EpicYTE Pharmaceuticals, Inc is the assignee of Application No. 09/005,167 filed January 9, 1998, and all continuing applications thereof, as evidenced by an Assignment recorded in the U.S. Patent and Trademark Office on June 19, 1998 at reel/frame 9275/0836.

EpicYTE Pharmaceuticals, Inc, through its duly-delegated representative, hereby revokes all prior Powers of Attorney submitted in this application, and hereby appoints the following registered attorneys and agents of the law firm of FOLEY & LARDNER:

| | |
|------------------------|-----------------|
| WESLEY B. AMES | Reg. No. 40,893 |
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| ARTHUR A. WELLMAN JR. | Reg. No. 47,174 |
| MICHAEL A. WHITTAKER | Reg. No. 46,230 |
| BARRY S. WILSON | Reg. No. 39,431 |

as its principal attorneys to have full power to prosecute this application and any continuations, divisions, reissues, and reexaminations thereof, to receive the patent, to transact all business in the United States Patent and Trademark Office connected therewith, and to have full power of

substitution, association, and revocation, including the power to revoke the power of attorney of any associate attorney.

Please direct all future correspondence concerning this application to:

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Executed this 15 the day of January, 2002.

Epicyte Pharmaceutical, Inc

By:



(Signature)

Andrew Hiatt, Ph.D.

(Printed Name)

Vice President
Research & Development

(Title)